

DANIEL J. BRODERICK, Bar #89424
Federal Defender
TIMOTHY ZINDEL, Bar #158377
Assistant Federal Defender
801 I Street, 3rd Floor
Sacramento, California 95814
Telephone: (916) 498-5700

Attorney for Defendant
DAVID DEAN DAVIDSON

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. 2:04-CR-00004 MCE
)	
Plaintiff,)	
)	STIPULATION AND ORDER
v.)	CONTINUING STATUS CONFERENCE
)	AND EXCLUDING TIME
DAVID DEAN DAVIDSON,)	
)	
Defendant.)	Date: November 12, 2009
)	Time: 9:00 a.m.
)	Judge: Morrison C. England, Jr.

It is hereby stipulated and agreed between defendant, David Davidson, and plaintiff, United States of America, by and through their attorneys, that the status conference presently scheduled for November 12, 2009, may be continued to December 3, 2009, at 9:00 a.m.

Counsel for the parties have scheduled another meeting to iron out their differences. Defense counsel believes that guidelines issued yesterday by the Attorney General concerning prosecution of cases involving marijuana distributed for medical use will bear on the parties' negotiations. In order to afford time to complete this review, the

1 parties agree that time under the Speedy Trial Act should be excluded
2 from the date of this order through December 3, 2009, pursuant to Title
3 18, United States Code, Section 3161(h) (7) (A) and (B) (iv).

4 Respectfully Submitted,

5 DANIEL J. BRODERICK
6 Federal Defender

7 Dated: November 10, 2009

/s/ T. Zindel
TIMOTHY ZINDEL
Assistant Federal Defender
Attorney for DAVID DEAN DAVIDSON

10 BEN WAGNER
11 United States Attorney

12 Dated: November 10, 2009


/s/ T. Zindel for M. Stegman
MATT STEGMAN
Assistant U.S. Attorney

O R D E R

The status conference is continued to December 3, 2009, at 9:00 a.m. The court finds that a continuance is necessary for the reasons stated above and further finds that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial. Time is therefore excluded from the date of this order through December 3, 2009, pursuant to 18 U.S.C. § 3161(h) (7) (A) and (B) (iv).

IT IS SO ORDERED.

Dated: November 12, 2009



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE